IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH
&
THE HONOURABLE MR. JUSTICE HARUN-UL-RASHID

WEDNESDAY, THE 12TH DECEMBER 2007 / 21ST AGRAHAYANA 1929

LA.App..No. 1240 of 2007(D)

LAR.27/2001 of SUB COURT, OTTAPPALAM
.....

APPELLANT: RESPONDENT IN THE LAR

SPECIAL TAHSILDAR, LA(G) NO.1,
PALAKKAD.

BY GOVERNMENT PLEADER SRI.K.V.MANOJKUMAR.

RESPONDENTS: CLAIMANT IN THE LAR
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1. K.K.PREMKUMAR,

2. K.K.RAJALEKSHMI BY MUKTHIYAR AGENT
BY K.K.PREMKUMAR

3. K.K.PRAKASH

4. K.K.LATHA BY MUKTHIYAR AGENT,
K.K.PREMKUMAR, LATHA NIVAS, R.S.ROAD,
OTTAPPALAM.

BY ADV. SRI.V.RAMKUMAR NAMBIAR

THIS LAND ACQUISITION APPEAL HAVING BEEN FINALLY HEARD ON 12/12/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

KURIAN JOSEPH & HARUN-UL-RASHID, JJ.

L.A.A.No.1240 of 2007

Dated this the 12th day of December, 2007

JUDGMENT

Kurian Joseph,J.

This is an appeal at the instance of the State aggrieved by the fixation of land value in respect of acquisition for Municipal Bus Stand, Ottapalam. The learned Government Pleader submits that on a short ground the matter has to go back to the reference court since the requisitioning authority is not impleaded. Being a settled position, we set aside the judgment and decree in L.A.R.No.27/2001 on the file of the Sub Court, Ottapalam. There will be a direction to the reference court to implead the Ottapalam Municipality as the additional respondent and answer the reference within a period of six months from the date of receipt of a copy of the judgment.

(KURIAN JOSEPH, JUDGE)

(HARUN-UL-RASHID, JUDGE)

ahg.

KURIAN JOSEPH &
HARUN-UL-RASHID, JJ.

L.A.A.No.1240 of 2007

JUDGMENT

12th December, 2007